

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

Plaintiff,

DECISION AND ORDER

03-CR-6105L

05-CV-6265L

v.

JUSTIN GORDON,

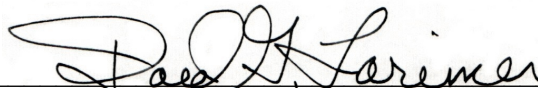
Defendant.

By Decision and Order filed July 28, 2005, I dismissed Justin Gordon's petition to vacate the judgment, pursuant to 28 U.S.C. § 2255. Gordon did not appeal that decision. Gordon now moves, *pro se*, to vacate my decision denying the § 2255 petition under FED. R. CIV. P. 60(b) (Dkt. #40). Essentially, Gordon moves for reconsideration. I have reviewed his motion, and there is no basis whatsoever to modify or vacate my prior decision.

CONCLUSION

The motion to vacate judgment pursuant to Rule 60(b) (Dkt. #40) is in all respects denied.

IT IS SO ORDERED.



DAVID G. LARIMER

United States District Judge

Dated: Rochester, New York
July 26, 2006.